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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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| | | |
|---|------------------------|-------------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 09/681532 |
| | Filing Date | Apr 24, 2001 |
| | First Named Inventor | Wheeler, David B. |
| | Art Unit | 2132 |
| | Examiner Name | Perungavoor |
| Total Number of Pages in This Submission | Attorney Docket Number | 800529 |

| ENCLOSURES (Check all that apply) | | |
|---|--|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance communication to (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Postcard receipt |
| Remarks | | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | | | |
|--|--------------------------------|----------|-------|
| Firm Name | Taylor Russell & Russell, P.C. | | |
| Signature | | | |
| Printed name | Douglas D. Russell | | |
| Date | February 13, 2006 | Reg. No. | 40152 |

| CERTIFICATE OF TRANSMISSION/MAILING | | | |
|---|--------------------|------|-------------------|
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. | | | |
| Signature | | | |
| Typed or printed name | Douglas D. Russell | Date | February 13, 2006 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

In you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



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PETITION FEE
Under 37 CFR 1.17(f), (g) & (h)
TRANSMITTAL

(Fees are subject to annual revision)

Send completed form to: Commissioner for Patents
P.O. Box 1450, Alexandria, VA 22313-1450

| | |
|------------------------|-------------|
| Application Number | 09/681532 |
| Filing Date | 4/24/2001 |
| First Named Inventor | Wheeler |
| Art Unit | 2132 |
| Examiner Name | Perungavoor |
| Attorney Docket Number | 800529 |

Enclosed is a petition filed under 37 CFR 3.71 / 1.47(a) that requires a processing fee (37 CFR 1.17(f), (g), or (h)). Payment of \$200.00 is enclosed.This form should be included with the above-mentioned petition and faxed or mailed to the Office using the appropriate Mail Stop (e.g., Mail Stop Petition), if applicable. *For transmittal of processing fees under 37 CFR 1.17(i), see form PTO/SB/17i.***Payment of Fees** (small entity amounts are NOT available for the petition fees)☐ The Commissioner is hereby authorized to charge the following fees to Deposit Account No. _____:☐ petition fee under 37 CFR 1.17(f), (g) or (h) ☐ any deficiency of fees and credit any overpayments

Enclose a duplicative copy of this form for fee processing.

☐ Check in the amount of \$ _____ is enclosed.☒ Payment by credit card (Form PTO-2038 or equivalent enclosed). Do not provide credit card information on this form.**Petition Fees under 37 CFR 1.17(f): Fee \$400 Fee Code 1462**

For petitions filed under:

§ 1.36(a) - for revocation of a power of attorney by fewer than all applicants.

§ 1.53(e) - to accord a filing date.

§ 1.57(a) - to accord a filing date.

§ 1.182 - for decision on a question not specifically provided for.

§ 1.183 - to suspend the rules.

§ 1.378(e) - for reconsideration of decision on petition refusing to accept delayed payment of maintenance fee in an expired patent.

§ 1.741(b) - to accord a filing date to an application under § 1.740 for extension of a patent term.

Petition Fees under 37 CFR 1.17(g): Fee \$200 Fee Code 1463

For petitions filed under:

§ 1.12 - for access to an assignment record.

§ 1.14 - for access to an application.

§ 1.47 - for filing by other than all the inventors or a person not the inventor.

§ 1.59 - for expungement of information.

§ 1.103(a) - to suspend action in an application.

§ 1.136(b) - for review of a request for extension of time when the provisions of section 1.136(a) are not available.

§ 1.295 - for review of refusal to publish a statutory invention registration.

§ 1.296 - to withdraw a request for publication of a statutory invention registration filed on or after the date the notice of intent to publish issued.

§ 1.377 - for review of decision refusing to accept and record payment of a maintenance fee filed prior to expiration of a patent.

§ 1.550(c) - for patent owner requests for extension of time in *ex parte* reexamination proceedings.§ 1.956 - for patent owner requests for extension of time in *inter partes* reexamination proceedings.

§ 5.12 - for expedited handling of a foreign filing license.

§ 5.15 - for changing the scope of a license.

§ 5.25 - for retroactive license.

Petition Fees under 37 CFR 1.17(h): Fee \$130 Fee Code 1464

For petitions filed under:

§ 1.19(g) - to request documents in a form other than that provided in this part.

§ 1.84 - for accepting color drawings or photographs.

§ 1.91 - for entry of a model or exhibit.

§ 1.102(d) - to make an application special.

§ 1.138(c) - to expressly abandon an application to avoid publication.

§ 1.313 - to withdraw an application from issue.

§ 1.314 - to defer issuance of a patent.

Signature

Douglas D. Russell

Typed or printed name

2-13-2006

Date

40152

Registration No., if applicable

This collection of information is required by 37 CFR 1.17. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 5 minutes to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comment on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



09/681,532

Certificate of Mailing under 37 C.F.R. 1.10

I hereby certify that the correspondence attached hereto is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below, Express Mail Label No. EV 793696948 US, and is addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

2-13-2006
Date

Douglas D. Russell
Douglas D. Russell

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | |
|--|--|
| Applicants: Wheeler, et al. | Art Unit: 2132 |
| Application No.: 09/681532 | Examiner: Venkatanarayanan Perungavoor |
| Filed: 4/24/2001 | Attorney Docket No.: 800529 |
| Title: System And Method For Determining User Identity Fraud Using Similarity Searching | Petitioner: Infoglide Software Corporation |

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION UNDER 37 CFR 3.71

(or 37 CFR 1.47(a) in the Alternative)

STATEMENT OF FACTS

Petitioner Infoglide Software Corporation (formerly Infoglide Corporation) filed U.S. Provisional Application 60/201,074 on April 26, 2000 in the name of inventors Wheeler, Ripley and Leury. All inventors executed Declaration and Assignment documents, and the assignments were recorded in the U.S. Patent Office. See attached Exhibits relating to the provisional application 60/201,074:

| | |
|----------------|---|
| Exhibit 1 | Election under 37 CFR 3.73 and Power of Attorney, 08/28/00 |
| Exhibits 2A-2C | Signed Declarations by inventors Wheeler, Ripley and Leury 08/25/00 - 08/30/00 |
| Exhibits 3A-3C | Notice of Recordation of Assignment and Recordation Cover Sheet 10/26/00 |

02/15/2006 SFELEKE1 00000010 09681532

01 FC:1463

200.00 0P

Exhibits 4A-4C Assignments of Invention and Patent Application by inventors
 Wheeler, Ripley and Leury 08/24/00 - 08/25/00

Exhibits 5A-5B Filing Receipt for Provisional Application 60/201,074

Subsequent to the filing of U.S. Provisional Application 60/201,074 and related documents, inventor Leury voluntarily left Petitioner Infoglide to take a position with another company. Thereafter, inventor Leury refused to sign a Declaration and Assignment of Invention and Patent Application for the subsequently filed U.S. Patent Application 09/681,532. As discussed below, U.S. Patent Application 09/681,532 claims the earlier filing date of U.S. Provisional Application 60/201,074, and includes only subject matter that formed a part of the parent provisional application. The attached Exhibit 6 is a copy of an Infoglide Corporation Employee Confidentiality and Non-Competition Agreement executed by inventor Leury at the time of his employment with Infoglide on May 20, 1997. Of particular interest in this Agreement are paragraphs 4 and 6, whereby Leury (i) agrees that Infoglide owns all Work Product, including patents, copyrights and other rights relating to Work Product, (ii) agrees to assign to Infoglide any and all rights to all Work Product, and (iii) during and after his employment, agrees to perform all tasks and execute all papers necessary and appropriate to grant Infoglide the full benefits granted in the Agreement, and to facilitate Infoglide's securing and enforcing all rights pertaining to the Agreement.

Exhibits 6A-6D Infoglide Corporation Employee Confidentiality and Non-Competition
 Agreement executed by inventor Leury 05/20/97

Petitioner Infoglide filed U.S. Application 09/681,532 on April 24, 2001 in the name of inventors Wheeler, Ripley and Leury. However, inventor Leury refused to sign the related declaration and assignment documents. See attached Exhibits relating to the nonprovisional application 09/681,532:

Exhibits 7A-7D Signed Declarations by inventors Wheeler and Ripley, but not Leury
 06/26/01 - 06/29/01

Exhibits 8A-8B Notice of Recordation of Assignment and Recordation Cover Sheet
 10/15/01

Exhibits 9A-9C Assignments of Invention and Patent Application by inventors
 Wheeler and Ripley, but not Leury 06/26/01 - 06/29/01

Exhibits 10A-10B Filing Receipt for Nonprovisional Application 09/681,532

In response to a Notice of Missing Parts, Petitioner provided a Declaration of Facts by the Vice President and General Counsel of Petitioner Infoglide, including cover letters for two separate requests to inventor Leury to sign the Declaration and Assignment documents for the nonprovisional application. Petitioner also provided a Declaration of Facts by the Attorney for Petitioner, including a certified cover letter to the non-signing inventor Leury and associated nonprovisional patent application (09/681,532) papers comprising the specification description, claims and drawings, as well as Declaration and Assignment documents. The cover letter requested that non-signing inventor Leury execute and return the Declaration and Assignment documents. A certified mail receipt was also included showing receipt of the documents by inventor Leury. A letter was received from inventor Leury in response to the several requests made to him. In this letter from inventor Leury, Leury refused to sign the Assignment and Declaration unless he received a sum of \$20,000 for each of two patent applications (see U.S. Patent Application 09/681,530). The following attached Exhibits and some of those given above include these documents:

Exhibits 11A-11C Declaration of Facts by the Vice President and General Counsel of
 Petitioner Infoglide and associated documents 07/27/01

Exhibits 12A-12D Declaration of Facts by the Attorney for Petitioner and associated
 documents 07/31/01

Exhibit 13 Letter from inventor Leury refusing to sign the Assignment and
 Declaration documents for each of two patent applications without
 compensation of \$20,000 for each of the two applications 08/02/01

U.S. Patent Application 09/681,532 was prosecuted in the Office and a Notice of Allowance was issued on 10/28/2005. On January 12, 2006, the application was withdrawn from issue when it was discovered that inventor Leury had not signed the Declaration. The following two Exhibits are presented to formalize Petitioner's request:

Exhibit 14 Recently executed Power of Attorney 02/09/06

Exhibit 15

Statement Under 37 CFR 3.73(b) 02/09/06

ISSUE UNDER 37 CFR 3.71

Can Petitioner conduct prosecution of U.S. Patent Application 09/681,532 to the exclusion of the inventive entity previously entitled to conduct prosecution?

REQUEST FOR PROSECUTION BY ASSIGNEE UNDER 37 CFR 3.71

As shown above, U.S. Patent Application 09/681,532 claims the earlier filing date of U.S. Provisional Application 60/201,074 (see Exhibits 5A-5B), and includes only subject matter that formed a part of the parent provisional application. Under these conditions, an assignment recorded against the provisional application (see Exhibits 2A-2C, 3A-3C and 4A-4C) will be effective in the later nonprovisional application, similar to the practice with continuations and divisions filed under 35 U.S.C. § 120. See MPEP 306.01, first sentence. Furthermore, under 37 CFR § 3.71(a), a single assignee of the entire right, title and interest in the application (Petitioner) may, after filing a statement in compliance with 37 CFR § 3.73(b) (see Exhibit 15), conduct prosecution of a national stage patent application (09/681,532) to the exclusion of the inventive entity previously entitled to conduct prosecution.

Based on the foregoing, Petitioner requests the right to conduct prosecution U.S. Patent Application 09/681,532 to the exclusion of inventor Leury.

PETITION UNDER 37 CFR 1.47(a) IN THE ALTERNATIVEISSUE UNDER 37 CFR 1.47

Based on the STATEMENT OF FACTS given above, can U.S. Patent Application 09/681,532 be made by the signing inventors Wheeler and Ripley on behalf of themselves and the non-signing inventor Leury?

REQUEST THAT THE APPLICATION BE MADE BY THE SIGNING INVENTORS ON BEHALF OF THEMSELVES AND THE NON-SIGNING INVENTOR

Petitioner has shown that, by his letter of August 2, 2001 (Exhibit 13), the non-signing inventor Leury has refused to join in the filing of U.S. Patent Application 09/681,532 after having been presented with the application papers, including the specification, claims and drawings (Exhibits 12A-12D). The last known address of inventor Leury is shown in Exhibits 12A-12D and 13. Petitioner has also shown to have a proprietary interest in the application (Exhibits 3A-3C, 4A-4C, 6A-6D, 7A-7D and 8A-8B).

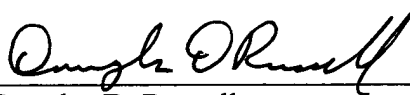
Based on the foregoing, Petitioner requests that U.S. Patent Application 09/681,532 be accorded Rule 1.47(a) status.

If there are any remaining issues regarding this matter, please contact me so that they may be addressed as expeditiously as possible.

Respectfully Submitted,

2-13-2006

Date



Douglas D. Russell
Reg. No. 40,152
Attorney for Petitioner

TAYLOR RUSSELL & RUSSELL, P.C.
4807 Spicewood Springs Road
Building Two Suite 250
Austin, Texas 78759-8435
Tel. 512-338-4601
Fax: 512-338-4651
Email: drussell@russell-law.com



Applicant or Patentee: David B. Wheeler et al.
Application or Patent No.: 60/201,074
Filed or Issued: 4/26/2000
Title: System And Method For Determining User Identity Fraud Using
Similarity Searching
Attorney's Docket No.: 800529

ELECTION UNDER 37 CFR 3.73 AND POWER OF ATTORNEY

The undersigned, being the Assignee of record of the entire interest in the above-identified application by virtue of an assignment recorded in the United States Patent and Trademark Office as set forth below, hereby revokes all previous Power of Attorney and hereby appoints the following attorneys, as its agents with full power of substitution to prosecute the subject application and to transact all business in the Patent and Trademark Office connected therewith: Douglas D. Russell, Registration No. 40,152; and Gail M. Taylor Russell, Registration No. 36,290.

Please send all correspondence and direct all telephone calls to:

Douglas D. Russell
4807 Spicewood Springs Road
Building 1, Suite 1200
Austin, Texas 78759-8444
Telephone (512) 338-4601
Facsimile (512) 338-4651

Pursuant to 37 C. F. R. § 3.73, the undersigned has reviewed the Assignment to InfoGlide Corporation, referenced below, and certifies that to the best of my knowledge and belief, title remains in the name of the Assignee.

ASSIGNEE: InfoGlide Corporation
11100 Metric Blvd., Suite 750
Austin, TX 78758

NAME OF PERSON SIGNING: John Valentine
TITLE IN ORGANIZATION: President
ADDRESS OF PERSON SIGNING: 11100 Metric Blvd., Suite 750
Austin, TX 78758

SIGNATURE: John Valentine Date Aug. 28, 2001

Assignment: ☒ Concurrently filed
☐ Previously recorded
Date:
Reel:
Frames:

DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled *System And Method For Determining User Identity Fraud Using Similarity Searching*, the specification of which (check one):


☐ is attached hereto

☒ was filed on April 26, 2000 as Application Serial No. 60/201,074 and (if applicable) was amended on _____.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendments referred to above. I acknowledge the duty to disclose information of which I am aware and which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: **David B. Wheeler**

Inventor's Signature:  Date: 8/30/2000

Post Office Address and Residence: **5809 Carry Back Lane, Austin, Texas 78746**

Citizenship: **United States of America**

Full name of second inventor: **John R. Ripley**

Post Office Address and Residence: **1415 Baffin Cove, Round Rock, Texas 78664**

Citizenship: **Canada**

Full name of third inventor: **Paul P. Leury**

Post Office Address and Residence: **1001 Hunter's Creek Drive, Cedar Park, Texas 78613**

Citizenship: **United States of America**

EXHIBIT 2A

Wheeler et al. 09/681,532

Filed 4/24/2001 Docket 800529

DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled *System And Method For Determining User Identity Fraud Using Similarity Searching*, the specification of which (check one):

☐ is attached hereto

☒ was filed on April 26, 2000 as Application Serial No. 60/201,074 and (if applicable) was amended on _____.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendments referred to above. I acknowledge the duty to disclose information of which I am aware and which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: **David B. Wheeler**

Post Office Address and Residence: **5809 Carry Back Lane, Austin, Texas 78746**

Citizenship: **United States of America**

Full name of second inventor: **John R. Ripley**

Inventor's Signature: _____

Date: 08/25/00

Post Office Address and Residence: **1415 Baffin Cove, Round Rock, Texas 78664**

Citizenship: **Canada**

Full name of third inventor: **Paul P. Leury**

Post Office Address and Residence: **1001 Hunter's Creek Drive, Cedar Park, Texas 78613**

Citizenship: **United States of America**

EXHIBIT 2B

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529

DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled *System And Method For Determining User Identity Fraud Using Similarity Searching*, the specification of which (check one):

☐ is attached hereto

☒ was filed on April 26, 2000 as Application Serial No. 60/201,074 and (if applicable) was amended on _____.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendments referred to above. I acknowledge the duty to disclose information of which I am aware and which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: **David B. Wheeler**

Post Office Address and Residence: **5809 Carry Back Lane, Austin, Texas 78746**

Citizenship: **United States of America**

Full name of second inventor: **John R. Ripley**

Post Office Address and Residence: **1415 Baffin Cove, Round Rock, Texas 78664**

Citizenship: **Canada**

Full name of third inventor: **Paul P. Leury**

Inventor's Signature: _____

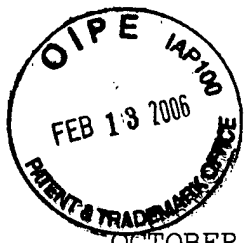
Date: 08/25/2000

Post Office Address and Residence: **1001 Hunter's Creek Drive, Cedar Park, Texas 78613**

Citizenship: **United States of America**

EXHIBIT 2C

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529



✓LTS
20
**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**

ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

OCTOBER 26, 2000

PTAS

DOUGLAS D. RUSSELL
4807 SPICEWOOD SPRINGS ROAD
BUILDING ONE, SUITE 1200
AUSTIN, TX 78759



101457851A

**UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT**

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 09/08/2000

REEL/FRAME: 011056/0657
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

WHEELER, DAVID B.

DOC DATE: 08/24/2000

ASSIGNOR:

RIPLEY, JOHN R.

DOC DATE: 08/25/2000

ASSIGNOR:

LEURY, PAUL P.

DOC DATE: 08/25/2000

ASSIGNEE:

INFOGLIDE CORPORATION
11100 METRIC BLVD.
SUITE 750
AUSTIN, TEXAS 78758

SERIAL NUMBER: 60201074

PATENT NUMBER:

FILING DATE: 04/26/2000

ISSUE DATE:

EXHIBIT 3A

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529

DIANE RUSSELE, PARALEGAL
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

EXHIBIT 3B

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529



09-15-2000



101457851

Attorney Docket No. 800529

Recordation Form Cover Sheet

Patents Only

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

U.S. Department of Commerce
Patent and Trademark Office

1. Name of conveying party(ies):

**David B. Wheeler, John R. Ripley
and Paul P. Leury**

2. Name and address of receiving party(ies):

Name: **InfoGlide Corporation**
Internal Address:
Street Address:
11100 Metric Blvd., Suite

City: **Austin**
State: **Texas**
Zip: **78758**

3. Nature of conveyance:

☒ Assignment ☐ Merger
☐ Security Arrangement ☐ Change of Name
☐ Other

Execution Date: **August 24, 2000
and August 25, 2000**

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application Number(s) or patent number(s): **60/201,074**

If this document is being filed together with a new application the execution date of the application is:

A. Patent Application No. (s) B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No
Additional Nos.

5. Name and address of party to whom
correspondence concerning document should be
mailed:

Name: **Douglas D. Russell**

Street Address: **4807 Spicewood Springs Road
Building One, Suite 1200**

City: **Austin** State: **TX** Zip: **78759**

6. Total number of applications and patents
involved: **1**

7. Total fee (37 CFR 3.41) \$40.00
☒ Enclosed ☐ Charge to Deposit Account

8. Deposit Account Number:

Attach duplicate copy of the

09/14/2000 ETULU1 00000024 60201074

03 FC:581

40.00 DP

DO NOT USE THIS SPACE

EXHIBIT 3C

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529

9. Statement and signature

To the best of my knowledge and belief, the foregoing information is true and correct and any attached
copy is a true copy of the original document.

Douglas D. Russell
Name of Person Signing

Signature

Date

Total number of pages comprising cover sheet 1

Assignment of Invention and Patent Application

For value received, **David B. Wheeler** (hereinafter ASSIGNOR), hereby sells, assigns, transfers and sets over unto **InfoGlide Corporation, 11100 Metric Blvd., Suite 750, Austin, Texas 78758** (hereinafter ASSIGNEE) 100% ASSIGNOR'S right title and interest, including the right to sue and recover damages for past infringement, in and to:

- (A) the invention entitled "**System And Method For Determining User Identity Fraud Using Similarity Searching**";
- (B) the application for United States patent therefor, signed by ASSIGNOR on 8/30/00, U.S. Patent and Trademark Office Serial Number 60/201,074, filed April 26, 2000;
- (C) any patent or reissues of any patent that may be granted thereon; and
- (D) any applications which are continuations, continuations-in-part, substitutes or divisions of said application.

ASSIGNOR also authorizes and requests the Commissioner of Patents and Trademarks to issue any resulting patent(s) as follows: 0% to ASSIGNOR and 100% to ASSIGNEE.

ASSIGNOR hereby further sells, assigns, transfers and sets over unto ASSIGNEE, the above percentage of ASSIGNOR's entire right, title and interest in and to said invention in each and every country foreign to the United States, and ASSIGNOR further conveys to ASSIGNEE the above percentage of all priority rights resulting from the above-identified application for United States patent.

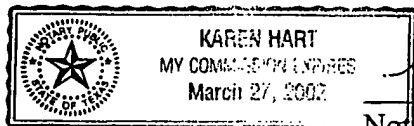
ASSIGNOR agrees to execute all papers, give any required testimony and perform other lawful acts, at ASSIGNEE'S expense, as ASSIGNEE may require to enable ASSIGNEE to perfect ASSIGNEE'S interest in any resulting patent of the United States and countries foreign thereto, and to acquire, hold, enforce, convey and uphold the validity of said patent and reissues and extensions thereof, and ASSIGNEE'S interest therein.

To be binding on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

Signature David B. Wheeler Date 8/24/2000
Name: **David B. Wheeler** (ASSIGNOR)

State of Texas)
County of TRAVIS)

Before me, the undersigned authority, on this 24th day of August 2000, personally appeared **David B. Wheeler**, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



Karen Hart
Notary Public

EXHIBIT 4A

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529

Assignment of Invention and Patent Application

For value received, **John R. Ripley** (hereinafter ASSIGNOR), hereby sells, assigns, transfers and sets over unto **InfoGlide Corporation, 11100 Metric Blvd., Suite 750, Austin, Texas 78758** (hereinafter ASSIGNEE) 100% ASSIGNOR'S right title and interest, including the right to sue and recover damages for past infringement, in and to:

- (A) the invention entitled "**System And Method For Determining User Identity Fraud Using Similarity Searching**";
- (B) the application for United States patent therefor, signed by ASSIGNOR on 8/25/00, U.S. Patent and Trademark Office Serial Number 60/201,074, filed April 26, 2000;
- (C) any patent or reissues of any patent that may be granted thereon; and
- (D) any applications which are continuations, continuations-in-part, substitutes or divisions of said application.

ASSIGNOR also authorizes and requests the Commissioner of Patents and Trademarks to issue any resulting patent(s) as follows: 0% to ASSIGNOR and 100% to ASSIGNEE.

ASSIGNOR hereby further sells, assigns, transfers and sets over unto ASSIGNEE, the above percentage of ASSIGNOR's entire right, title and interest in and to said invention in each and every country foreign to the United States, and ASSIGNOR further conveys to ASSIGNEE the above percentage of all priority rights resulting from the above-identified application for United States patent.

ASSIGNOR agrees to execute all papers, give any required testimony and perform other lawful acts, at ASSIGNEE'S expense, as ASSIGNEE may require to enable ASSIGNEE to perfect ASSIGNEE'S interest in any resulting patent of the United States and countries foreign thereto, and to acquire, hold, enforce, convey and uphold the validity of said patent and reissues and extensions thereof, and ASSIGNEE'S interest therein.

To be binding on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

Signature _____

Date 08/25/00

Name: **John R. Ripley** (ASSIGNOR)

State of Texas)

County of TRAVIS)

Before me, the undersigned authority, on this 25th day of August 2000, personally appeared **John R. Ripley**, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



Karen Hart
Notary Publ

EXHIBIT 4B

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529

Assignment of Invention and Patent Application

For value received, **Paul P. Leury** (hereinafter ASSIGNOR), hereby sells, assigns, transfers and sets over unto **InfoGlide Corporation, 11100 Metric Blvd., Suite 750, Austin, Texas 78758** (hereinafter ASSIGNEE) 100% ASSIGNOR'S right title and interest, including the right to sue and recover damages for past infringement, in and to:

- (A) the invention entitled "**System And Method For Determining User Identity Fraud Using Similarity Searching**";
- (B) the application for United States patent therefor, signed by ASSIGNOR on 8/25/00, U.S. Patent and Trademark Office Serial Number 60/201,074, filed April 26, 2000;
- (C) any patent or reissues of any patent that may be granted thereon; and
- (D) any applications which are continuations, continuations-in-part, substitutes or divisions of said application.

ASSIGNOR also authorizes and requests the Commissioner of Patents and Trademarks to issue any resulting patent(s) as follows: 0% to ASSIGNOR and 100% to ASSIGNEE.

ASSIGNOR hereby further sells, assigns, transfers and sets over unto ASSIGNEE, the above percentage of ASSIGNOR's entire right, title and interest in and to said invention in each and every country foreign to the United States, and ASSIGNOR further conveys to ASSIGNEE the above percentage of all priority rights resulting from the above-identified application for United States patent.

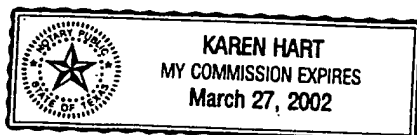
ASSIGNOR agrees to execute all papers, give any required testimony and perform other lawful acts, at ASSIGNEE'S expense, as ASSIGNEE may require to enable ASSIGNEE to perfect ASSIGNEE'S interest in any resulting patent of the United States and countries foreign thereto, and to acquire, hold, enforce, convey and uphold the validity of said patent and reissues and extensions thereof, and ASSIGNEE'S interest therein.

To be binding on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

Signature *Paul P. Leury* Date 8/25/2000
Name: **Paul P. Leury (ASSIGNOR)**

State of Texas)
County of TRAVIS)

Before me, the undersigned authority, on this 25TH day of AUGUST 2000, personally appeared **Paul P. Leury**, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



Karen Hart
Notary Public

EXHIBIT 4C

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529

FILING RECEIPT

OC00000005233502

**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**Address: ASSISTANT SECRETARY AND
COMMISSIONER OF PATENT AND TRADEMARKS
Washington, D.C. 20231

| APPLICATION NUMBER | FILING DATE | GRP ART UNIT | FIL FEE REC'D | ATTY. DOCKET NO | DRAWINGS | TOT CLAIMS | IND CLAIMS |
|--------------------|-------------|--------------|---------------|-----------------|----------|------------|------------|
| 60/201,074 | 04/26/2000 | | 0 | 800529 | 6 | | |

Gail M Taylor Russell
Taylor Russell & Russell P C
4807 Spicewood Springs Road
Building One Suite 1200
Austin, TX 78759

Date Mailed: 07/11/2000

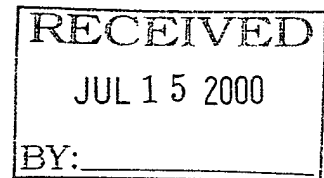
Receipt is acknowledged of this provisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

David B. Wheeler, Austin, TX ;
John R. Ripley, Austin, TX ;
Paul T. Leury, Austin, TX ;

Continuing Data as Claimed by Applicant**Foreign Applications**

If Required, Foreign Filing License Granted 07/11/2000

**Title**

System and method for determining user identity fraud using similarity searching

Preliminary Class

Data entry by : NASH, DEBORAH

Team : OIPE

Date: 07/11/2000

**EXHIBIT 5A**

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 36 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

PLEASE NOTE the following information about the Filing Receipt:

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 600 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, DC 20231

EXHIBIT 5B

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529

- 15 -

InfoGlide Corporation
EMPLOYEE CONFIDENTIALITY AND NON-COMPETITION AGREEMENT

In consideration of my employment, or continued employment and the attendant benefits to me as a result thereof, InfoGlide and I agree as follows:

1. DEFINITIONS.

a. "Confidential Information" shall mean all documentation, software, know-how and information relating to the past, present, or future business of InfoGlide Corporation (including the former company Detective Tools) including but not limited to, any technical and scientific information, any information relating to software architecture, design or code, any research and development information, any plans or projections, any customer lists, advertiser lists, supplier lists, customer sales analyses, price lists and any other non-public information concerning InfoGlide's business. Confidential Information shall not include: (1) information disclosed publicly in published materials or (2) information generally known in the industry. In addition Confidential Information shall not include the general knowledge and experience obtained by me during my employment with InfoGlide.

b. "Work Product" shall mean all documentation, software, know-how and information including but not limited to technical and scientific information, software architecture, design and code, and research and development information, created, in whole or in part, by me within the scope of my duties during my employment by InfoGlide, whether or not copyrightable or otherwise protectable including inventions. Work Product does not include work which (1) I do entirely by myself without use of InfoGlide's facilities, property, Work Product, or resources, and (2) I do the work entirely on my own time, and (3) the work does not relate to InfoGlide's business or its planned business.

2. COMPANY CONFIDENTIALITY. I acknowledge that in the course of my employment, I will gain access to and may gain possession of Confidential Information of InfoGlide. I agree to keep all Confidential Information strictly confidential and not to use Confidential Information for any purpose or disclose Confidential Information to any person or entity (a) during my employment, except as expressly authorized by and for the benefit of InfoGlide and in the course of my duties as an employee or (b) at any time after my employment ends.

3. RETURN OF PROPERTY. At the time that my employment terminates, or at any other time that InfoGlide so requests, I will turn over to InfoGlide all Work Product and property of InfoGlide and all Confidential Information in any form. I will not keep any copies of such materials.

Draft 03209701

EXHIBIT 6A
Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529

4. **WORK PRODUCT BELONGS TO INFOGLIDE.** All Work Product shall be the sole property of InfoGlide. InfoGlide shall be the sole owner of all patents, copyrights and other rights relating to Work Product. I acknowledge that all Work Product is work for hire that becomes property of InfoGlide, and I assign to InfoGlide any and all rights that I may have or acquire in all Work Product.

5. **AGREEMENT TO DISCLOSE.** I agree to disclose promptly to InfoGlide or its authorized agent all information regarding Work Product as soon as is possible. I agree to maintain accurate and adequate records of all Work Product.

6. **DUTY TO COOPERATE.** At all times during and after my employment, I agree to perform all tasks and execute all papers necessary or appropriate to grant InfoGlide the full benefits granted in this Agreement or to facilitate InfoGlide's securing and enforcing all rights pertaining to this Agreement.

7. **COMPETITIVE ACTIVITIES.**

a. During the period of my employment with InfoGlide, I will not:

i. Perform any services for any person or entity competing with InfoGlide;

ii. Compete with any products or services marketed or offered by InfoGlide; and

b. For a period of 12 months after my employment with InfoGlide, I will not:

i. Perform any services for any person or entity competing with InfoGlide;

ii. Compete with any products or services marketed or offered by InfoGlide;

iii. Solicit or contact customers of InfoGlide;

iv. Solicit other employees of InfoGlide to leave InfoGlide.

8. **ADJUSTMENT OF RESTRAINTS BY A COURT OF LAW.** If the period of time or the geographic scope of any non-competition or non-solicitation restraint area specified in this Agreement is judged by a court to be unreasonable, I agree that the time

and/or geographic scope for such restraint will be reduced so that the restraint can be enforced in such area and for such time as the court decides is reasonable.

9. **EXTENSION OF RESTRAINTS DURING PERIODS OF VIOLATION.** If I violate any non-competition or non-solicitation restraint specified in this Agreement, I agree that the period of the restraint shall not run during the period of the violation. I understand that the purpose of this paragraph is to give InfoGlide protection of the restraint for the full agreed-upon duration.

10. **BINDING EFFECT.** This Agreement shall inure to the benefit of and be binding upon InfoGlide, its successors and assigns, and on me, my successors, assigns, heirs, executors, administrators and legal representatives.

11. **REMEDIES.** I understand that if I violate any provision of this agreement relating to Confidential Information, Work Product, non-competition, non-solicitation, or my duty to cooperate in matters relating to protection of intellectual property, InfoGlide will suffer immediate and irreparable injury. If I violate any of such provisions, I agree that, in addition to any other remedies that may apply, my strict compliance with this Agreement should be ordered by a court of competent jurisdiction, and InfoGlide is therefore entitled to preliminary and final injunctive relief to enforce this Agreement.

12. **SEVERABILITY.** If any one or more of the provisions contained in this Agreement shall for any reason be held to be invalid, such invalidity will not affect any other provision of this Agreement.

13. **APPLICABLE LAW.** This Agreement is to be interpreted in accordance with the substantive law of *[specify state]*.

14. **ENTIRE AGREEMENT.** This Agreement represents the entire agreement between InfoGlide and me and supersedes all prior to contemporaneous oral or written agreements between us relating to this subject matter. This Agreement may not be amended or altered except by a writing signed by both parties.

I ACKNOWLEDGE THAT I HAVE READ THIS AGREEMENT CAREFULLY, AND THAT I FULLY UNDERSTAND AND AGREE TO ALL ITS TERMS.


[Signature of Employee]

Paul Leary
[Employee Name, print or type]

Employee Address:

4600 Seton Ctr Pkwy #1123
Austin, TX 78759-5210

Employment Date:

Nov 11 1996

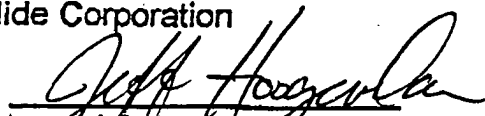
Date of this Agreement:

May 20 1997

Accepted by:

InfoGlide Corporation

By:


[Signature of Officer of Corporation]

Draft 03209701

4

EXHIBIT 6D

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529

TOTAL P.06

Please type a plus sign (+) inside this box →



PTO/SB/01 (10-00)

Approved for use through 10/31/2002 OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

| | | |
|---|-------------------------------|-------------------|
| DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63) <input type="checkbox"/> Declaration Submitted with Initial Filing OR <input checked="" type="checkbox"/> Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required) | Attorney Docket Number | 800529 |
| | First Named Inventor | Wheeler, David B. |
| | COMPLETE IF KNOWN | |
| | Application Number | 09/681,532 |
| | Filing Date | 4/24/01 |
| | Group Art Unit | 2183 |
| | Examiner Name | Unknown |

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

System And Method For Determining User Identity Fraud Using Similarity Searching

The specification of which (Title of the Invention)

☐ is attached hereto

OR

☒ was filed on (MM/DD/YYYY)

4/24/2001

as United States Application Number or PCT International

Application Number 09/681,532 and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, and foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application Number(s) | Country | Foreign Filing Date (MM/DD/YYYY) | Priority Not Claimed | Certified Copy Attached? | |
|--|---------|-------------------------------------|--|--|--|
| | | | | YES | NO |
| | | | <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> | <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> | <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> |

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

| Application Number(s) | Filing Date (MM/DD/YYYY) | <input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto. |
|-----------------------|--------------------------|--|
| 60/201074 | 04/26/2000 | |

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patent, Washington, DC 20231.

EXHIBIT 7A

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

DECLARATION – Utility or Design Patent Application

Direct all Correspondence to:

Customer Number
or Bar Code Label

23372

OR



Correspondence address below

Name Douglas D. Russell

Address 4807 Spicewood Springs Road

Address Building One, Suite 1200

City Austin

State Texas

Zip 78759

Country US

Telephone 512-338-4601

Fax 512-338-4651

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:



A petition has been filed for this unsigned inventor

Given Name

(first and middle (if any)) David B.

Family Name

or Surname Wheeler

Inventor's
Signature

Date

6/21/01

Residence: City Austin

State TX

Country US

United States of America
Citizenship

Mailing Address 5809 Carry Back Lane

Mailing Address

City Austin

State TX

Zip 78746

Country US

NAME OF SECOND INVENTOR:



A petition has been filed for this unsigned inventor

Given Name

(first and middle (if any)) John R.

Family Name

or Surname Ripley

Inventor's
Signature

Date

Residence: City Round Rock

State TX

Country US

Citizenship Canada

Mailing Address 1415 Baffin Cove

Mailing Address

City Round Rock

State TX

Zip 78729

Country US

☒ Additional inventors are being named on the 1 supplemental Additional Inventor(s) sheet



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

DECLARATION – Utility or Design Patent Application

Direct all Correspondence to:

Customer Number
or Bar Code Label

23372

OR ☐

Correspondence address below

Name Douglas D. Russell

Address 4807 Spicewood Springs Road

Address Building One, Suite 1200

City Austin

State Texas

Zip 78759

Country US

Telephone 512-338-4601

Fax 512-338-4651

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:



A petition has been filed for this unsigned inventor

Given Name

(first and middle (if any)) David B.

Family Name

or Surname Wheeler

Inventor's
Signature

Date

Residence: City Austin

State TX

Country US

United States of America
Citizenship

Mailing Address 5809 Carry Back Lane

Mailing Address

City Austin

State TX

Zip 78746

Country US

NAME OF SECOND INVENTOR:



A petition has been filed for this unsigned inventor

Given Name

(first and middle (if any)) John R.

Family Name

or Surname Ripley

Inventor's
Signature

Date

6-26-01

Residence: City Round Rock

State TX

Country US

Citizenship Canada

Mailing Address 1415 Baffin Cove

Mailing Address

City Round Rock

State TX

Zip 78729

Country US

☒ Additional inventors are being named on the 1 supplemental Additional Inventor(s) sheet

**DECLARATION****ADDITIONAL INVENTOR(S)****Supplemental Sheet**Page 1 of 1.

Name of Additional Joint Inventor, if any:

☐ A petition has been filed for this unsigned inventor

Given Name (first and middle (if any))

Family Name or Surname

Paul

Leury

Inventor's
Signature

Date

Residence: City Cedar Park

State TX

Country US

Citizenship Canada

Mailing Address 1001 Hunter's Creek Drive

Mailing Address

City Cedar Park

State TX

ZIP 78613

Country US

Name of Additional Joint Inventor, if any:

☐ A petition has been filed for this unsigned inventor

Given Name (first and middle (if any))

Family Name or Surname

Inventor's
Signature

Date

Residence: City

State

Country

Citizenship

Mailing Address

Mailing Address

City

State

ZIP

Country

Name of Additional Joint Inventor, if any:

☐ A petition has been filed for this unsigned inventor

Given Name (first and middle (if any))

Family Name or Surname

Inventor's
Signature

Date

Residence: City

State

Country

Citizenship

Mailing Address

Mailing Address

City

State

ZIP

Country

Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the inventor. Inventors are required to complete this form should be to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

EXHIBIT 7D

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529



**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**

ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

OCTOBER 15, 2001

PTAS



101811151A

TAYLOR RUSSELL & RUSSELL, P.C.
DOUGLAS D. RUSSELL
4807 SPICEWOOD SPRINGS ROAD
BUILDING 1, SUITE 1200
AUSTIN, TX 78759-8444

TAYLOR RUSSELL

OCT 19 2001

& RUSSELL, P.C.

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 08/06/2001

REEL/FRAME: 012058/0189
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

WHEELER, DAVID B.

DOC DATE: 06/29/2001

ASSIGNOR:

RIPLEY, JOHN R.

DOC DATE: 06/26/2001

ASSIGNEE:

INFOGLIDE CORPORATION
11100 METRIC BLVD., STE. 750
AUSTIN, TEXAS 78758

SERIAL NUMBER: 09681532

FILING DATE: 04/24/2001

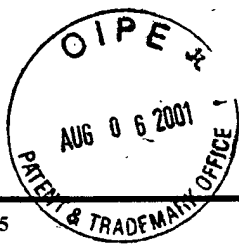
PATENT NUMBER:

ISSUE DATE:

MARCUS KIRK, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

EXHIBIT 8A

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529



08-14-2001



101811151

Form PTO-1595
(Rev. 03/01)

RI

U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

OMB No. 0651-0027 (exp. 5/31/2002)

Tab settings ⇌ ⇌ ⇌ ▼ ▼ ▼ ▼ ▼ ▼ ▼

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Wheeler, David B.
Ripley, John R.

08/06/01

2. Name and address of receiving party(ies)

Name: Infoglide Corporation

Internal Address: _____

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other _____

Wheeler, 6/29/01

Ripley, 6/26/01

Execution Date: _____

Street Address: 11100 Metric Blvd., Ste. 750

City: Austin State: TX Zip: 78758

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)
09/681,532

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Douglas D. Russell

Internal Address: Taylor Russell & Russell, P.C.

Street Address: 4807 Spicewood Springs Road

Building 1, Suite 1200

City: Austin State: TX Zip: 78759-8444

6. Total number of applications and patents involved: ☒ 1

7. Total fee (37 CFR 3.41).....\$ 40

- ☒ Enclosed
☐ Authorized to be charged to deposit account

8. Deposit account number:

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Douglas D. Russell

Name of Person Signing

Signature

July 31, 2001

Date

Total number of pages including cover sheet, attachments, and documents: ☒ 3Mail documents to be recorded with required cover sheet in
Commissioner of Patents & Trademarks, Box Assignm
Washington, D.C. 20231

08/08/2001 EABUBAK1 00000095 09681532

03 FC:581

40.00 DP

EXHIBIT 8B

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529

**ASSIGNMENT OF INVENTION AND
PATENT APPLICATION**

Docket Number (optional)
800529

FOR VALUE RECEIVED, David B. Wheeler (hereinafter ASSIGNOR), hereby sells, assigns, transfers and sets over unto Infoglide Corporation, having its principal office at 11100 Metric Blvd., Ste. 750, Austin, TX 78758 (hereinafter ASSIGNEE), 100% of ASSIGNOR'S right, title and interest in and to:

- (a) the invention entitled "**System and Method for Determining User Identity Fraud Using Similarity Searching**";
- (b) the application for United States patent therefor, signed by ASSIGNOR on the date listed below, U.S. Patent and Trademark Office Serial Number 09/681,532, filed 4/24/2001;
- (c) any patent or reissues of any patent that may be granted thereon; and
- (d) any applications which are continuations, continuations-in-part, substitutes or divisions of said application.

ASSIGNOR also authorizes and requests the Commissioner of Patents and Trademarks to issue any resulting patent(s) as follows: 0% to ASSIGNOR and 100% to ASSIGNEE.

ASSIGNOR hereby further sells, assigns, transfers and sets over unto ASSIGNEE, the above percentage of ASSIGNOR's entire right, title and interest in and to said invention in each and every country foreign to the United States, and ASSIGNOR further conveys to ASSIGNEE the above percentage of all priority rights resulting from the above-identified application for United States patent.

ASSIGNOR agrees to execute all papers, give any required testimony and perform other lawful acts, at ASSIGNEE'S expense as ASSIGNEE may require to enable ASSIGNEE to perfect ASSIGNEE'S interest in any resulting patent of the United States and countries foreign thereto, and to acquire, hold, enforce, convey and uphold the validity of said patent and reissues and extensions thereof, and ASSIGNEE'S interest therein.

To be binding on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

Signature: David B. Wheeler

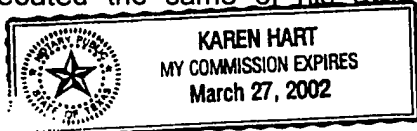
Date 6/29/01

Name: David B. Wheeler (ASSIGNOR)

State of Texas)

County of TRAVIS)

Before me, the undersigned authority, on this 29th day of June, 2001, personally appeared David B. Wheeler, known to me or proved to me through _____ to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



Karen Hart
Notary Public

EXHIBIT 9A

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529

**ASSIGNMENT OF INVENTION AND
PATENT APPLICATION**

Docket Number (optional)
800529

FOR VALUE RECEIVED, John R. Ripley (hereinafter ASSIGNOR), hereby sells, assigns, transfers and sets over unto Infoglide Corporation, having its principal office at 11100 Metric Blvd., Ste. 750, Austin, TX 78758 (hereinafter ASSIGNEE), 100% of ASSIGNOR'S right, title and interest in and to:

- (a) the invention entitled "**System and Method for Determining User Identity Fraud Using Similarity Searching**";
- (b) the application for United States patent therefor, signed by ASSIGNOR on the date listed below, U.S. Patent and Trademark Office Serial Number 09/681,532, filed 4/24/2001;
- (c) any patent or reissues of any patent that may be granted thereon; and
- (d) any applications which are continuations, continuations-in-part, substitutes or divisions of said application.

ASSIGNOR also authorizes and requests the Commissioner of Patents and Trademarks to issue any resulting patent(s) as follows: 0% to ASSIGNOR and 100% to ASSIGNEE.

ASSIGNOR hereby further sells, assigns, transfers and sets over unto ASSIGNEE, the above percentage of ASSIGNOR's entire right, title and interest in and to said invention in each and every country foreign to the United States, and ASSIGNOR further conveys to ASSIGNEE the above percentage of all priority rights resulting from the above-identified application for United States patent.

ASSIGNOR agrees to execute all papers, give any required testimony and perform other lawful acts, at ASSIGNEE'S expense as ASSIGNEE may require to enable ASSIGNEE to perfect ASSIGNEE'S interest in any resulting patent of the United States and countries foreign thereto, and to acquire, hold, enforce, convey and uphold the validity of said patent and reissues and extensions thereof, and ASSIGNEE'S interest therein.

To be binding on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

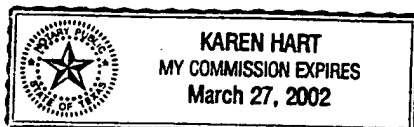
Signature: [Signature]
Name: (John R. Ripley (ASSIGNOR))

Date 6-26-01

State of Texas)

County of TRAVIS)

Before me, the undersigned authority, on this 26th day of JUNE 2001, personally appeared John R. Ripley, known to me or proved to me through _____ to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



[Signature]
Notary Public

EXHIBIT 9B

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529

**ASSIGNMENT OF INVENTION AND
PATENT APPLICATION**

Docket Number (optional)
800529

FOR VALUE RECEIVED, Paul Leury (hereinafter ASSIGNOR), hereby sells, assigns, transfers and sets over unto Infoglide Corporation, having its principal office at 11100 Metric Blvd., Ste. 750, Austin, TX 78758 (hereinafter ASSIGNEE), 100% of ASSIGNOR'S right, title and interest in and to:

- (a) the invention entitled **"System and Method for Determining User Identity Fraud Using Similarity Searching"**;
- (b) the application for United States patent therefor, signed by ASSIGNOR on the date listed below, U.S. Patent and Trademark Office Serial Number 09/681,532, filed 4/24/2001;
- (c) any patent or reissues of any patent that may be granted thereon; and
- (d) any applications which are continuations, continuations-in-part, substitutes or divisions of said application.

ASSIGNOR also authorizes and requests the Commissioner of Patents and Trademarks to issue any resulting patent(s) as follows: 0% to ASSIGNOR and 100% to ASSIGNEE.

ASSIGNOR hereby further sells, assigns, transfers and sets over unto ASSIGNEE, the above percentage of ASSIGNOR's entire right, title and interest in and to said invention in each and every country foreign to the United States, and ASSIGNOR further conveys to ASSIGNEE the above percentage of all priority rights resulting from the above-identified application for United States patent.

ASSIGNOR agrees to execute all papers, give any required testimony and perform other lawful acts, at ASSIGNEE'S expense as ASSIGNEE may require to enable ASSIGNEE to perfect ASSIGNEE'S interest in any resulting patent of the United States and countries foreign thereto, and to acquire, hold, enforce, convey and uphold the validity of said patent and reissues and extensions thereof, and ASSIGNEE'S interest therein.

To be binding on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

Signature: _____
Name: Paul Leury (ASSIGNOR)

Date _____

State of Texas)
)
County of _____)

Before me, the undersigned authority, on this _____ day of _____ 2001, personally appeared Paul Leury, known to me or proved to me through _____ to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.

Notary Public

EXHIBIT 9C

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

| APPLICATION NUMBER | FILING DATE | GRP ART UNIT | FIL FEE REC'D | ATTY. DOCKET NO | DRAWINGS | TOT CLAIMS | IND CLAIMS |
|--------------------|-------------|--------------|---------------|-----------------|----------|------------|------------|
| 09/681,532 | 04/24/2001 | 2183 | 474 | 800529 | 6 | 26 | 3 |

CONFIRMATION NO. 9723

23372
TAYLOR RUSSELL & RUSSELL, PC
4807 SPICEWOOD SPRINGS ROAD
BUILDING ONE, SUITE 1200
AUSTIN, TX 78745

TAYLOR RUSSELL
SEP 10 2001
& RUSSELL, P.C.

UPDATED FILING RECEIPT



OC000000006507009

Date Mailed: 09/04/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

David B. Wheeler, Austin, TX;
John R. Ripley, Round Rock, TX;
Paul Leury, Cedar Park, TX;

Domestic Priority data as claimed by applicant

THIS APPLN CLAIMS BENEFIT OF 60/201,074 04/26/2000

Foreign Applications

If Required, Foreign Filing License Granted 05/14/2001

Projected Publication Date: 12/13/2001

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

System and method for determining user identity fraud using similarity searching

Preliminary Class

EXHIBIT 10A

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529

712

Data entry by : MOGUSS, ZENEBEWORK

Team : OIPE

Date: 09/04/2001



EXHIBIT 10B

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Wheeler, et al.

Application No.: 09/681,532

Filed: 4/24/01

Title: System and Method for Determining User
Identity Fraud Using Similarity Searching

Attorney Docket No.: 800529

Group Art Unit: 2183

Examiner: Unknown

DECLARATION OF FACTS

THIS INSTRUMENT HEREBY ACKNOWLEDGES that the undersigned, Gail Taylor Russell, is of legal age and does hereby swear and affirm that the following is true and accurate to the best of her knowledge:

- (1) I am Gail Taylor Russell, Vice President and General Counsel of Infoglide Corporation, having its principal office at 11100 Metric Blvd., Suite 750, Austin, TX 78758. The inventors/applicants of the above-referenced patent application are under an obligation of assignment to Infoglide Corporation.
- (2) Enclosed are the following documents which support the finding that Paul Leury (nonsigning inventor) refuses to join in the subject patent application:
 - (a) The Declaration and Assignment documents for the above-referenced patent application signed by all but one joint inventor, Paul Leury.
 - (b) Infoglide Corporation's cover letters of instruction mailed to Paul Leury's last known address, 1001 Hunter's Creek Drive, Cedar Park, TX 78613, dated June 6, 2001 and June 27, 2001. Under these cover letters were the Declaration and Assignment documents, which Paul Leury was requested to sign and return.
 - (c) A signed copy of the Employee Confidentiality and Non-Competition Agreement between Paul Leury and Infoglide Corporation, which is submitted as proof that Paul Leury is under an obligation of assignment to Infoglide Corporation and has an agreement and duty to cooperate with Infoglide Corporation in the execution of the application papers.

Signature:

Gail Taylor Russell

Date 7-27-01

Name:

Gail Taylor Russell
Vice President and General Counsel
Infoglide Corporation
11100 Metric Blvd., Suite 750
Austin, TX 78758
US

EXHIBIT 11A

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529

INFOGLIDE

CORPORATION

11100 METRIC BOULEVARD, SUITE 7.

AUSTIN, TEXAS 78758

TEL: 512-532-3500

FAX: 512-532-3505

www.infoglide.com

INFOGLIDE

June 6, 2001

Paul Leury
1001 Hunters Creek Drive
Cedar Park, TX 78613

RE: System and Method for Determining User Identity Fraud Using Similarity
Searching –
File No. 800529

Dear Paul:

Enclosed is a set of Declaration and Assignment forms we have received from the patent office that need your signature. Please sign these at your earliest convenience and return them to me in the enclosed envelope. Please note that the Assignment must be signed in the presence of a Notary Public.

Thank you for your attention in this matter.

Sincerely,



Karen Hart
Legal Assistant

EXHIBIT 11B

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529



INFOGLIDE

CORPORATION

11100 METRIC BOULEVARD, SUITE 750

AUSTIN, TEXAS 78758

TEL: 512-532-3500

FAX: 512-532-3505

www.infoglide.com

June 27, 2001

2ND REQUEST

Paul Leury
1001 Hunters Creek Drive
Cedar Park, TX 78613

RE: System and Method for Determining User Identity Fraud Using Similarity
Searching –
File No. 800529

Dear Paul:

Please note that the enclosed is a set of Declaration and Assignment forms we have received from the patent office that need your signature. Please sign these at your earliest convenience and return them to me in the enclosed envelope and note that the Assignment must be signed in the presence of a Notary Public.

Thank you for your attention in this matter.

Sincerely,

Karen Hart
Legal Assistant

EXHIBIT 11C

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Wheeler, et al.

Application No.: 09/681,532

Filed: 4/24/01

Title: System and Method for Determining User
Identity Fraud Using Similarity Searching

Attorney Docket No.: 800529

Group Art Unit: 2183

Examiner: Unknown

DECLARATION OF FACTS

THIS INSTRUMENT HEREBY ACKNOWLEDGES that the undersigned, Douglas D. Russell, is of legal age and does hereby swear and affirm that the following is true and accurate to the best of his knowledge:

- (1) I am Douglas D. Russell, Attorney for Applicant in the above-referenced patent application. My business address is Taylor Russell & Russell, P.C., 4807 Spicewood Springs Road, Building One, Suite 1200, Austin, TX 78759.
- (2) Attached are copies of the following documents which support the finding that Paul Leury (nonsigning inventor) has refused to execute the application papers:
 - (a) My cover letter of instruction to Paul Leury, dated July 10, 2001, sent via certified mail, return receipt requested. Under this cover letter were the patent application papers, which included the specification description, claims and drawings, as well as the Declaration and Assignment documents. In this cover letter, I requested Paul Leury to execute and return the Declaration and Assignment documents.
 - (b) The certified mail return receipt attached to my cover letter (a) above, article number 7001 0320 0002 2445 9126, mailed July 10, 2001 and signed for and received on July 11, 2001 at Paul Leury's last known address, 1001 Hunter's Creek Drive, Cedar Park, TX 78613.

Signature: _____

Date _____

Name: _____

Douglas D. Russell
Attorney for Applicant
Taylor Russell & Russell, P.C.
4807 Spicewood Springs Road
Building One, Suite 1200
Austin, TX 78759
512-338-4601
512-338-4651 (Fax)
US

EXHIBIT 12A

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529

Taylor Russell & Russell P.C.
Intellectual Property Attorneys and Counselors at Law
4807 Spicewood Springs Road
Building One, Suite 1200
Austin, Texas 78759

Telephone: 512.338.4601
Facsimile: 512.338.4651
Internet: www.russell-law.com
doug@russell-law.com

July 10, 2001

VIA Certified Mail #7001 0320 0002 2445 9126
Return Receipt Requested

Mr. Paul Leury
1001 Hunter's Creek Drive
Cedar Park, TX 78613

CONFIDENTIAL--ATTORNEY/CLIENT COMMUNICATIONS

RE: **System and Method for Determining User Identity Fraud Using
Similarity Searching**
Application No. 09/681,532
Filed: 4/24/01
Attorney Docket No. 800529

Dear Paul:

Enclosed is a copy of the above-referenced patent application papers, including specification description, claims, and drawings, as filed with the USPTO. Also enclosed are the Declaration and Assignment documents, which must be signed and dated by you as a requirement to complete the application filing.

Please note that the Assignment must be signed in the presence of and witnessed by a notary.

Please execute the Declaration and Assignment documents, and return the originals to my office by July 24, 2001, in the envelope provided. If you have any questions or concerns, please contact me.

Sincerely,


Douglas D. Russell

DDR/eh
Enclosures

cc: Gail Taylor Russell

EXHIBIT 12B
Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529

7001 0320 0002 2445 9126

| U.S. Postal Service | |
|--|---------|
| CERTIFIED MAIL RECEIPT | |
| Domestic Mail Only; No Insurance Coverage Provided | |
| OFFICIAL USE | |
| Postage | \$ 1.95 |
| Certified Fee | 2.10 |
| Return Receipt Fee (Endorsement Required) | 1.50 |
| Restricted Delivery Fee (Endorsement Required) | — |
| Total Postage & Fees | \$ 5.55 |
| Sent To | |
| Paul Leury | |
| 1001 Hunter's Creek Drive | |
| Cedar Park, TX 78613 | |
| PS Form 3800, January 2001 | |
| See Reverse for Instructions | |

Postmark
Her
2001

EXHIBIT 12C

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Paul Leury
1001 Hunter's Creek Drive
Cedar Park, TX 78613

2. Article Number

(Transfer from service label)

7001 0320 0002 2445 9126

PS Form 3811, March 2001

Domestic Return Receipt

102595-01-M-1424

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly)

B. Date of Delivery

Kerina Simpson 7-11-01

C. Signature

X Kerina Simpson

☐ Agent

☐ Addressee

D. Is delivery address different from item 1?

☐ Yes

If YES, enter delivery address below:

☐ No

3. Service Type

☒ Certified Mail

☐ Express Mail

☐ Registered

☒ Return Receipt for Merchandise

☐ Insured Mail

☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

Taylor Russell & Russell, P.C.
4807 Spicewood Springs Road
Building One, Suite 1200
Austin, Texas 78759-8444

TAYLOR RUSSELL

JUL 13 2001

800529

& RUSSELL, P.C.

05



EXHIBIT 12D

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529

1001 Hunter's Creek Dr.
Cedar Park, Texas 78613-5909

TAYLOR RUSSELL
AUG 08 2001
& RUSSELL, P.C.

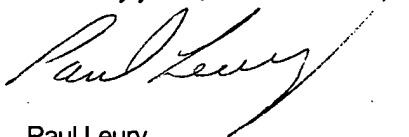
August 2, 2001

Douglas Russell
4807 Spicewood Springs Road
Building One, Suite 1200
Austin, Texas 78759

Dear Douglas Russell,

I have received and reviewed the two patents that require my signature. I've also read the "Assignment of Invention and Patent Application" forms that also require my signature. This letter is to inform you that I do not feel comfortable with signing over 100% rights to both patents. I would like to receive adequate financial compensation before I sign over the patents to InfoGlide. The intellectual property contained in both patents comes from several years of hard work dedicated towards creating a system and method for determining user identity fraud using similarity searching. For such work, I ask that I be compensated \$20,000 for each patent. Once compensation is agreed upon, I will sign over to InfoGlide, 100% rights to both patents.

Sincerely yours,



Paul Leury

EXHIBIT 13
Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

POWER OF ATTORNEY and CORRESPONDENCE ADDRESS INDICATION FORM

| | |
|------------------------|-------------------------------------|
| Application Number | 09/681,532 |
| Filing Date | 04/24/2001 |
| First Named Inventor | David B. Wheeler |
| Title | S & M for Determining User ID Fraud |
| Art Unit | 2132 |
| Examiner Name | Perungavoor, Venkatanarayan |
| Attorney Docket Number | 800529 |

I hereby revoke all previous powers of attorney given in the above-identified application.

I hereby appoint:

☒ Practitioners associated with the Customer Number:

23372

OR

☐ Practitioner(s) named below:

| Name | Registration Number |
|------|---------------------|
| | |
| | |
| | |
| | |

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

☒ The address associated with the above-mentioned Customer Number.

OR

☐ The address associated with Customer Number:

OR

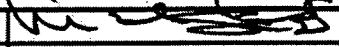
| | | | | |
|---|--|-------|--------------------------|-----------|
| <input checked="" type="checkbox"/> Firm or Individual Name | Taylor Russell & Russell, PC | | | |
| Address | 4807 Spicewood Springs Road Building Two, Suite 250 | | | |
| City | Austin | State | Texas | Zip 78759 |
| Country | USA | | | |
| Telephone | (512) 338-4601 | Email | drussell@russell-law.com | |

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

SIGNATURE of Applicant or Assignee of Record

| | | | |
|-------------------|---|-----------|----------------|
| Signature |  | Date | 2 9 06 |
| Name | Michael Shultz | Telephone | (512) 352-3575 |
| Title and Company | President and CEO, Infoglide Software Corporation | | |

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ *Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and see

EXHIBIT 14

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Infoglide Software Corporation

Application No./Patent No./Control No.: 09/681,532 Filed/Issue Date: 04/24/2001

Entitled: System and Method for Determining User Identity Fraud Using Similarity Searching

Infoglide Software Corporation, a corporation

(Name of Assignee)

(Type of Assignee: corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest
(The extent (by percentage) of its ownership interest is _____ %)

in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 012058, Frame 0189, or a true copy of the original assignment is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

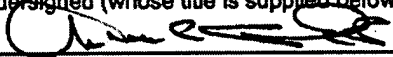
1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.



Signature

Michael Shultz

Printed or Typed Name

President & CEO

Title

2/9/06

Date

(512) 352-3575

Telephone Number

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22

If you need assistance in completing the form, call 1-800-PTO-9199 and se

EXHIBIT 15

Wheeler et al. 09/681,532
Filed 4/24/2001 Docket 800529